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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/886,642	06/21/2001	Ivan N. Vukovic	CE08410R	6140

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MOTOROLA, INC.
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EXAMINER

PEREZ, ANGELICA

ART UNIT	PAPER NUMBER
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2684

DATE MAILED: 05/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action
After the Filing of an Appeal Brief

Application No.

09/886,642

Examiner

Perez M. Angelica

Applicant(s)

VUKOVIC ET AL.

Art Unit

2684

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The reply filed 03 May 2005 is acknowledged.

1. ☐ The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:

a. ☐ The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).

b. ☐ The affidavit or other evidence is not timely filed before the filing of an appeal brief. See 37 CFR 41.33(d)(2).


2. ☐ The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. ☒ The reply is entered. An explanation of the status of the claims after entry is below or attached.

4. ☒ Other: The request for consideration has been considered but does not place the application in condition for allowance because:

The previous art of record does teach the argued limitations. e.g. "receiving a communication resource access request at time that data received via the reverse link traffic channel is currently being demodulated and, in response to receiving the communication resource access request, transmitting a grant of access to the reverse link traffic channel". The examiner has pointed out in the Office Action where the previous art teaches where communication is commenced before the granting of access to the channel. Where, in wireless communications, in order to send communication data, the communication data requires to be demodulated at beginning of the transferring process.


NICK CORSARO
PRIMARY EXAMINER